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Patent

Attorney Docket No. 252/128

~~IN THE UNITED STATES PATENT AND TRADEMARK OFFICE~~

In re the Application of:) Group Art Unit: 2872
Orzi et al.) Examiner: Audrey Y. Chang
Serial No.: 09/535,827)
Filed: March 24, 2000) RECEIVED
For: OPTICAL FILTER ARRANGEMENT) JUL 26 2000
) OFFICE OF PETITIONS

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JUL 26 2002
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PETITION UNDER 37 CFR § 1.137(b) FOR REVIVAL

**Commissioner for Patents
Washington, D.C. 20231**

Sir:

1. Applicant hereby petitions under 37 CFR § 1.137(b) for revival of the present application.
2. Pursuant to the requisite set forth in 37 CFR § 1.137(b)(1), Applicant accompanies this petition with a reply in the form of an Amendment and Response that is responsive to the March 28, 2002 Office Action.
3. Applicant notes that a terminal disclaimer is not required pursuant to 37 CFR § 1.137(b)(4) and (c) because the instant application is a re-issue application. Accordingly, a terminal disclaimer in accordance with these provisions does not accompany this petition.
4. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

of a grantable petition under 37 CFR 1.137(b) was unintentional.

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CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

David A. Randall
Name of Person Mailing Paper

July 14, 2002
Date of Deposit

Signature of Person Mailing Paper

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5. Applicant does not believe that an extension of time is required with either its petition under petition under 37 CFR § 1.137(b) or the Amendment and Response that accompanies this petition. If Applicant is error, however, please consider this a petition therefor.

6. Please charge any fees required by Applicant's petition under 37 CFR 1.137(b), or any other fees that may be due in connection with this application to counsel's Deposit Account No. 12-2475.

7. Acceptance of Applicant's petition for revival is respectfully requested.

Respectfully submitted,

LYON & LYON LLP

By:


David A. Randall
Reg. No. 37,217

Dated: July 14, 2002

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